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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: AVALLONE et al. :

Application No.: 09/828,444 : Group Art Unit: 3621

Filed: April 6, 2001 : Examiner: F. Backer

For: METHODS AND SYSTEMS FOR PROVIDING PERSONALIZED INFORMATION  
TO USERS IN A COMMERCIAL ESTABLISHMENT

**RESPONSE UNDER 37 C.F.R. 1.111**

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Please consider the following Response for the above-referenced Application.

**REMARKS**

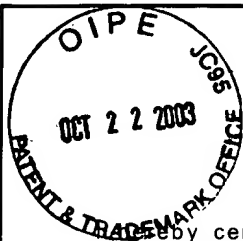
The Office Action of September 25, 2003 subjects claims 1-43 currently pending in the present Application to a restriction requirement. The Examiner has required restriction to one of the following inventions under 35 U.S.C. § 121:

- Group I. Claims 1-29 drawn to providing information to user, classified in class 705, subclass 14.
- Group II. Claims 30-43 drawn to determination of precise location, classified in class 342, subclass 357.

In accordance with the requirements of 37 CFR § 1.143 Applicant elects, without prejudice, Group I, claims 1-29, directed to providing information to user.

Applicant requests a prompt and favorable action by the Examiner. If the Examiner believes that prosecution of this Application could be expedited by a telephone conference, the Examiner is encouraged to contact the Applicant.

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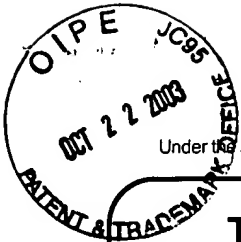
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3621

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/828,444	
	Filing Date	04/06/2001	
	First Named Inventor	AVALLONE et al.	
	Art Unit	3621	
	Examiner Name	F. Backer	
Total Number of Pages in This Submission	4	Attorney Docket Number	20807-0003

ENCLOSURES (check all that apply)				
<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Amendment / Response  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):  <b>Return Acknowledgment Postcard, Certificate of Mailing</b>		
<table border="1"><tr><td>Remarks</td><td></td></tr></table>			Remarks	
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	McNees Wallace & Nurick LLC Brian T. Sattizahn
Signature	<i>Brian T. Sattizahn</i>
Date	October 20, 2003

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